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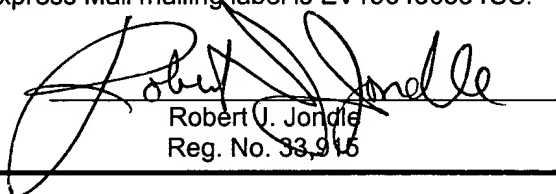
Application No. 09/782,255
Amendment dated September 27, 2004
Reply to Final Office Action dated July 27, 2004

Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	<i>Application Number</i>	09/782,255
	<i>Filing Date</i>	February 14, 2001
	<i>First Named Inventor</i>	Bruce Marvin HELD
	<i>Group Art Unit</i>	1636
	<i>Examiner Name</i>	Nancy S. Vogel
	<i>Attorney Docket Number</i>	N1205-009
Title of the Invention: Promoter and Construct for Plant Transformation		

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (post office to addressee) in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, PO Box 1450, Alexandria VA 22313-1450 on this 27th day of September 2004. The number of the Express Mail mailing label is EV195486384US.



Robert J. Jondle
Reg. No. 33,915

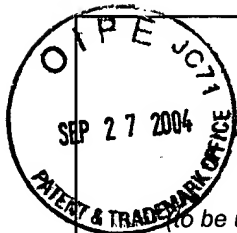
AMENDMENT

Mail Stop Amendment
Commissioner of Patents
P O Box 1450
Alexandria VA 22313-1450

Sir:

In response to the Final Office Action mailed July 27, 2004, please find attached the **Amendments to the Claims** which begin on page 2 of this paper.

Remarks begin on page 3 of this paper.



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Complete if Known

Application Number	09/782,255
Filing Date	February 14, 2001
First Named Inventor	Bruce Marvin HELD
Examiner Name	N. S. Vogel
Group Art Unit	1636

Total Number of Pages in This Submission <u>4</u>	Attorney Docket Number	1205-009
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ENCLOSURES (check all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input checked="" type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | 1) Certificate of Express Mail Label No. EV195486384US |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

REMARKS:

SUBMITTED BY		Complete (if applicable)			
NAME & REG. NUMBER	Robert J. Jondle, Reg No. 33,915				
SIGNATURE		DATE	September 27, 2004	DEPOSIT ACCOUNT USER ID	